



UNCLASSIFIED

St Louis Acquisition Insight Day

SERVICE CONTRACTS WITH PERFORMANCE IN THE CENTCOM AOR



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CO Panel: Krissy Hackstadt and Greg Hunt
USTRANSCOM
20 May 2009





OVERVIEW

- Regulatory Guidance (Brief History)
- Clauses Applicable to CENTCOM AOR
- JCC-I/A Theater Business Clearance (TBC) Process
- Synchronized Predeployment Operational Tracker (SPOT)
- Sequence of Events: Getting a Contract Thru JCC-I/A
- Panel Discussion (Q & A)
- POC





Regulatory Guidance

- **31 Oct 06 - Memo from Deputy Secretary of Defense, Gordon England**
 - The Beginning
 - Dept of Army, Executive Agent for all Contracting, OIF/OEF
 - Delegated HCA Authority to JCC-I/A
 - JCC-I/A shall perform contract admin with authority to re-delegate as necessary
- **28 Sep 07 Memo, Subject: Interim Guidance for the Implementation of the SPOT Program**
 - Introduces SPOT Database as the central repository





Regulatory Guidance (Cont'd)

- **17 Oct 07 Memo, Subject: Class Deviation - Implementation of the SPOT to Account for Contractor Personnel Performing in the USCENTCOM AOR**
 - Class Deviation provides a new clause not already covered by DFARS 252.225-7040

- **19 Oct 07 Memo, Subject: Procedure for Contracting, Contract Concurrence, and Contract Oversight for Iraq and Afghanistan**
 - JCC-I/A approves all PWS and terms & conditions and delegates all administration to
JCC-I/A





Regulatory Guidance (Cont'd)

- **26 Nov 07 Memo, Subject: Iraq/Afghanistan TBC**
 - CO Guide to Special Contract Requirements
 - TBC Review Sheet with Tracker
 - Submission & File Transfer Instructions
 - FAQ, JCC-I/A provides answers to issues
- **20 Dec 07 Memo, Subject: Retroactive Iraq/Afghanistan Contract Compliance and Assignment of Contract Administration**
 - Review existing contracts to ensure compliance
NLT 1 Apr 08 and report
to JCC-I/A. Modify contracts if not compliant
 - IA Clauses & Submit for TBC





Regulatory Guidance (Cont'd)

- **28 Jan 08 Memo, Subject: Implementation Guidance for the SPOT to Account for Contractor Personnel Performing in the USCENTCOM AOR**
 - Further guidance on SPOT/ 6 Phases

- **CENTCOM FRAGO 09-1451 (Aug 08):**
 - Digitally signed LOA's thru SPOT shall be the only accepted way of submission
 - Contractors arriving at one of the reception centers without the appropriate LOA will not move forward through the AOR





Required I/A Clauses for Service Contracts

- Medical Screening & Vaccination Requirements for Locally Hired Employees
- Compliance with Laws and Regulations (CC more authority)
- Class Deviation 2007-O0010
- DFARS 252.225-7040
- Prohibition Against Human Trafficking, Inhumane Living Conditions, and Withholding of Employee Passports
- Reporting a Kidnapping, Serious Injury, and Deaths
- Armed Personnel Incident Reports (self-deleting)
- Fitness for Duty and Limits on Medial / Dental Care in Iraq & Afghanistan
- Monthly Contractor Census Reporting
- Arming Requirements & Procedures for Private Security Contracts. Personal Security Detail Contracts & Requests for Personal Protection in Iraq & Afghanistan (self-deleting)
- Contractor Employee Legal Requirements (just released)





Clauses Applicable to CENTCOM AOR

- **DFARS 252.225-7040** – Contractor Personnel Authorized to Accompany US Armed Forces Deployed Outside the United States
- **Class Deviation 2007-00010** – Contractor Personnel in the United States Central Command Area of Responsibility (DEVIATION)





Distinction Between 7040 & Class Deviation

Deviation 2007-00010

- **Not** accompanying U.S Armed Forces
- Contract exceeds \$25K
- Not covered under DFARS 252.225-7040
- Requires input into SPOT if period of performance exceeds 30 days or an LOA is required

DFARS 252.225-7040

- Authorized to accompany U.S. Armed Forces
- Contractors must process through CRC
- Required input in SPOT





FAR Clause - Worldwide (Not CENTCOM)

- **FAR 52.225-19** – Contractor Personnel in a Designated Operational Area or Supporting a Diplomatic or Consular Mission Outside the United States (effective 31 Mar 08)





JCC-I/A Theater Business Clearance (TBC) Process

➤ **Why is TBC Necessary?**

- ✓ TBC enables in-theater **visibility of contract** personnel and materials arriving in theater through commercial transportation
- ✓ Contracts were awarded without incorporating and or complying with in-theater operational orders, policy and contract clauses
- ✓ Contracting officers were authorizing routine medical care without proper coordination leading to over tasked military treatment facilities
- ✓ AOR is unable to confirm whether armed personnel had the proper training, licenses, and authorizations
- ✓ Some in-theater locations are unable to provide life support- such as billeting, dining, MWR, laundry, etc arriving every day with these services authorized





JCC-I/A TBC Process (Cont'd)

- **What contract documents do we need to submit?**
 - ✓ Any documents that have incorporated JCC-I/A mandatory language, such as the solicitation and SOW/PWS. Include a detailed explanation of the in-theater contract administration approach.
- **When is an agency required to submit documentation to JCC-I/A for review?**
 - ✓ Prior to issuing a Request For Proposal (Pre-solicitation stage) and upon contract award.
- **Request from JCC-I/A re-delegation of contract administration**





JCC-I/A TBC Guidance

- CENTCOM Website:
<http://www2.centcom.mil/sites/contracts/Pages/Default.aspx>
- Iraq – Afghanistan TBC Guide, 10 Mar 09
- CO's Guide to Special Contract Requirements for Iraq-Afghanistan Theater Business Clearance, 10 Mar 09
- TBC Review Sheet w/ Tracker, 10 Mar 09
- Submission and File Transfer Instructions, v2, 26 Nov 07
- Frequently Asked Questions, 10 Mar 09





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Synchronized Predeployment and Operational Tracker (SPOT)



- **SPOT** has been designated as the Joint Enterprise contractor management and accountability system to provide a central source of contingency contractor information. Contractor companies are required to maintain by name accountability within SPOT while government representatives use SPOT for oversight of the contractors they deploy.





Synchronized Predeployment and Operational Tracker (Cont'd)

- Implementation of SPOT had 6 phases over a period from 1 Nov 97 thru 30 Sep 08
- Access to SPOT: <https://spot.altess.army.mil>
- SPOT training workbook, V6.1, April 2008 available on the JCC-I/A website
- Establish credentials to access SPOT





Synchronized Predeployment and Operational Tracker (Cont'd)

- **One of four credentials can be established:**
 - Army Knowledge On-line (AKO) accounts
 - DoD Common Access Card (CAC)
 - DoD-validated software certificate (soft cert)
 - Username and password
- **Credential Guidance: Business Transformation Agency:**
<http://www.bta.mil/products/spot.html>





Sequence of Events: Getting a Contract Thru JCC-I/A

- A new CENTCOM requirement hits your desk
- RFP shall incorporate the appropriate I/A specific clauses
- Before RFP is released request TBC & contract re-delegation with JCC-I/A via the Tracker (JCC-I/A spreadsheet)
- Typically within 4 business days you will get a response or clearance from JCC-I/A
- At contract award notify JCC-I/A and input contract info into the Tracker (JCC-I/A spreadsheet)





Sequence of Events: Getting a Contract Thru JCC-I/A (Cont'd)

- If a contractor will accompany the U.S. forces or be in the AOR 30+ days or an LOA requirement than the CO will register the contract in SPOT
- The Contractor will follow-up by populating SPOT with individual employee information & required LOA requests
- Contractors that will accompany U.S. Armed Forces will process thru a CRC before arrival into the AOR
- Any changes to your contract requirement after award that may impact your initial TBC will require JCC-I/A review and possible modified clearance





POC's and Websites

➤ DPAP

- POC LTC Jeffrey Grover, OSD-DPAP
e-mail: jeffrey.grover@osd.mil
Phone: 703-699-3728
- DPAP Website

http://www.acq.osd.mil/dpap/pacc/cc/special_instructions_for_contracting.html

➤ USCENTCOM

- POC Capt. Steve Howard, USCENTCOM-J4C
e-mail: howardsl@centcom.mil
Phone: 813-827-6420
- USCENTCOM Website

<http://www2.centcom.mil/sites/contracts/Pages/Default.aspx>

➤ JCC-I/A

- JCC-I/A E-Mail

JCCI_PARC-I@pco-iraq.net





Contracting Officer Panel

- Ms. Krissy Hackstadt, Afghanistan Helo & Fixed Wing Contract
- Mr. Greg Hunt, WWX & CAT A Contracts





Questions?

